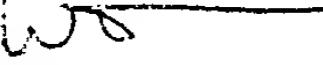
**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to:

"Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450"

on November 1, 2004


EDWARD A. SQUILLANTE, JR.
Reg. No. 38,319

Attorney for Applicant(s)

November 1, 2004

Date of Signature

In re application of: Beck et al.
Serial No.: 09/974,629
Filed: October 10, 2001
For: Edible Emulsion Comprising Live Micro-Organisms and Dressings or Side Sauces Comprising Said
Edible Emulsion

Group: 1761
Examiner: C. Paden
Edgewater, New Jersey 07020

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an amendment in the above-identified application.

No additional fee is required.

The fee has been calculated as shown below.

CLAIMS AS AMENDED

	(2) * Claims Remaining After Amendment		(4)** Highest No. Previously Paid For	(5) Present Extra	(6) Rate	(7) Additional Fee
Total Claims		Minus			\$ 18.00	
Independent Claims		Minus			\$ 88.00	
Multiple Claims					\$ 300.00	
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT						\$

*If the entry in Column (2) is less than the entry in Column (4), write "0" in Column (5).

**If the "Highest No. Previously Paid For" is less than "20," write "20" in this space.

Charge \$ _____ to Deposit Acct. #12-1155. Triplicate copies of this letter are enclosed.
 The Commissioner is hereby authorized to charge any additional fees, which may be required to our deposit account No. 12-1155, including all required fees under

37 C.F.R. § 1.16;
 37 C.F.R. § 1.17;
 37 C.F.R. § 1.18.

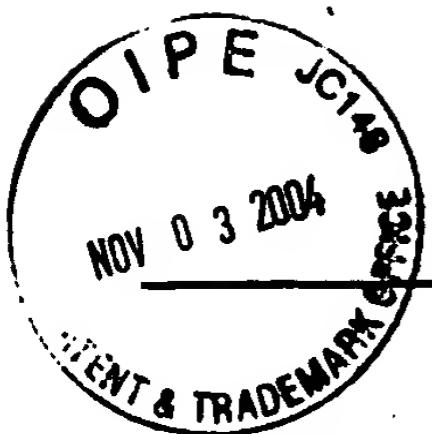
Triplicate copies of this letter are enclosed.

EAS/pod
(201) 840-2925

UNITED STATES DEPT. OF COMMERCE
Patent and Trademark Office

COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, VA 22313-1450


Edward A. Squillante, Jr.
Attorney of Record
Reg. #38,319



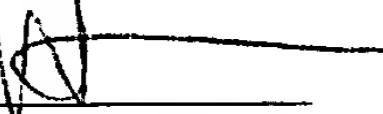
PATENT

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to:

"Commissioner for Patents"
P.O. Box 1450
Alexandria, VA 22313-1450

on November 1, 2004


Edward A. Squillante, Jr.
Reg. No. 38,319
Attorney for Applicant

November 1, 2004
Date of Signature

CASE #F7561(V)
UNUS #01-0521-UNI

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Beck et al.
Serial No.: 09/974,629
Filed: October 10, 2001
For: Edible Emulsion Comprising Live Micro-Organisms and Dressings or Side Sauces Comprising Said Edible Emulsion

Group: 1761
Examiner: C. Paden
Edgewater, New Jersey 07020

AMENDMENT AND REPLY UNDER 37 CFR §1.111

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The following reply is responsive to the Office Action mailed June 30, 2004. Claims 1 and 3-13 were previously presented, and claim 8 has been cancelled. Therefore, claims 1 and 3-7 and 9-13 are the claims which remain pending for prosecution on the merits. Reexamination and reconsideration of the subject application, pursuant to and consistent with 37 CFR §1.112, are respectfully requested.

Also, enclosed herewith, is a petition to extend the period of responding from September 30, 2004 to October 30, 2004.

Amendments to the claims are reflected in the listing of claims which begins on page 3 of this paper.

Remarks/Arguments begin on page 5 of this paper.